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Department of Health—Organization, Powers, and Duties. (Ord. 458, N. S., May 12, 1916.)

SECTION 1. A department of the city government to be known and designated as the health department is hereby created, and it shall be constituted as hereinafter set forth, and vested with the powers and duties herein enumerated.

SEC. 2. The health department shall consist of the health officer, an advisory board of health, city veterinarian, milk inspector, food inspector, sanitary inspector, bacteriologist, chemist, secretary, and such employees as the council shall, from time to time, deem necessary to protect the health of the citizens and enforce the health regulations.

SEC. 3. The health department shall be subject to the control of the council and under the general supervision of the commissioner of public health and safety.

SEC. 4. The health officer shall be the chief executive officer of the health department. He must be either a graduate of medicine experienced in public health or the holder of a degree in public health from a recognized institution of learning. He shall be appointed by the council of the city of Berkeley, and shall hold office at its pleasure. He shall have control over all the activities of the department and of its subordinate officers. He shall act as chairman of the advisory board of health, and may convene said board at his pleasure. Whenever in his judgment the same may be necessary or proper, he shall have authority to require officers and employees of the health department to perform duties in two or more spheres of activity, and he shall have authority to make and enforce rules and regulations for the efficient and economical conduct of the business of the department. He shall prepare an annual estimate of the amount of money required from the city for the administration of the health department for each ensuing year, specifying in detail the proposed disposition thereof. He shall submit an annual report of the work of the health department. He shall conduct a monthly meeting of his department, at which time the subordinate officers shall present their reports. He shall be required to swear to all complaints for violations of ordinances regarding matters coming under the supervision of the health department. He shall have administrative control of hospital service, free dispensaries, measures for the reduction of infant mortality and communicable diseases, and for the prevention of tuberculosis, and such other duties as properly come under medical inspection.

SEC. 5. The advisory board of health shall consist of five members, to wit, the mayor, the health officer, and three other persons who shall be appointed by the council and shall hold office at its pleasure, and at least two of whom shall be experienced in public health. It shall be the duty of the advisory board of health to attend all the monthly meetings of the health department, to attend citation proceedings conducted by the health officer, and to suggest appropriate legislation to the health officer for presentation to the council, and in all matters of public health to furnish advice to the health officer.

SEC. 6. The city veterinarian, acting under the control of the health officer, shall have charge of the food inspection. He shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. He shall be a graduate of a recognized college having a course of not less than three years leading to the degree of veterinary medicine. He shall have supervision, under control of the health officer, of the inspection of (1) dairy herds, animals for slaughter or slaughtered animals suspected of rabies or other communicable diseases; (2) the sanitation of dairies, milk shops, slaughterhouses meat shops, vegetable markets, vegetable gardens, provision shops, bakeries, delicatessen, or other places furnishing food supplies to the city of Berkeley, and such duties pertaining thereto as may be assigned to him by the health officer.

SEC. 7. The milk inspector shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. His qualifications shall be the same as those of the city veterinarian. He shall inspect and score all dairies and milk shops, and shall procure and deliver to the city chemist at least once monthly samples of milk from each holder of a milk permit, in accordance with the requirements of the milk ordinance, or as directed by the health officer or city veterinarian.

SEC. 8. The food inspector shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. He shall have had experience in food inspection. He shall be required to make inspections, examinations, and scorings of all places where food is manufactured, sold, or exposed for sale, other than those mentioned in section 7, together with such other duties as may be assigned to him by the health officer or city veterinarian.

SEC. 9. The sanitary inspector shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. He shall furnish evidence of training in sanitary inspection. He shall have charge of the inspection of the sanitation of factories, stores, tenements, stables, poultry yards, and all premises and establishments not provided for under sections 6, 7, and 8, together with investigation of conditions offensive to the senses or dangerous to public health. He shall be ex officio garbage inspector. He shall report directly to the health officer.

SEC. 10. The city bacteriologist shall be appointed by the council on recommendation of the health officer and shall hold office at its pleasure. It shall be the duty of the city bacteriologist to make bacteriological examinations for the city of Berkeley and for any of its municipal departments. He shall have full charge of the bacteriological laboratory, and shall be responsible to the health officer for the conduct thereof. He shall make written reports to the health officer at each of the monthly meetings of the health department, of the work and proceedings in the bacteriological laboratory for the preceding month, and shall make such other reports as may be required by the health officer.

SEC. 11. The city chemist shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. It shall be the duty of the city chemist to make chemical examinations for the city of Berkeley, and for any of its municipal departments when requested. He shall have full charge of the chemical laboratory and shall be responsible to the health officer for the conduct thereof. He shall make written reports to the health officer at each of the monthly meetings of the health department of the work and proceedings of the chemical laboratory for the preceding month and shall make such other reports as shall be required by the health officer.

SEC. 12. The secretary shall be appointed by the council on recommendation of the health officer, and shall hold office at its pleasure. Said secretary shall be an expert stenographer and shall act as secretary to the health officer and to the advisory board of health. He shall conduct the correspondence of the health department. He shall record the vital statistics, secure and file records and reports from the various officers of the health department, maintain a register of licensed plumbers, prepare a monthly statistical report of the workings of the entire health department, and perform such other duties as may be assigned to him by the health officer.

SEC. 13. The council may, if in the judgment of the health officer it is desirable, appoint one and the same person to hold one or more of the subordinate offices herein provided for. When one person shall fill two or more of the offices herein provided for, he shall act in a separate and distinct capacity in each of said offices.

SEC. 14. All powers and duties heretofore vested in the board of health by existing ordinances are hereby transferred to the health officer.

SEC. 15. Ordinances Nos. 27 (N. S.), 28 (N. S.), 220 (N. S.), and all ordinances and parts of ordinances in conflict herewith, are hereby repealed.